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Previous references (1924 ML)

File No 61-24
Serial Nos. 21269

Later references

Preserve

GENERAL AND REVENUE SECRETARIAT

Serial Nos 2

Part B for March 25

SUBJECT

Bylaws framed by Municipal

2o
re D C Nolan
no. 2 6 5 3 1 9 3 2 5
States that the action of bylaws of the
of Bowen Inlet may be regarded
effecting certain modifications suggested

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Mul File No 61 of 1924

Serial No 21

GENERAL & REVENUE SECRETARIAT
4524
7 JAN 1925
LOCAL SELF GOVT BRANCH

From

The Deputy Commissioner, Kolar District

No.R.O.C.1552/24-25 dated 18th Decbr. 1924.

Requests sanction to the drrft Bye-laws relating to Obtaining framed under the several clauses of Section 48 (1) VC and Sections 69, 96 and 151 of the Municipal Regulations and to certain amendments to the existing Bye-laws approved by the Municipal Council of Bowringpet Town after publishing them in the Town and also in 3 successive issue of the gazette.

Submitted

1 A copy of the similar Bye laws issued for the Nandagiri Town Municipal Council Vide G O No 4330/Mul 55 21 214 dt the 11th Decbr 1922 is put up But the present Bye laws of the Bowringpet Municipal Council do not compare exactly with them all the rules are elaborate rules

2) Submitted for orders

3) The byelaws framed in some of the provisions of the byelaws in respect of the Nandagiri Municipality the byelaws of the latter are more elaborated full If considered necessary, the Bowringpet Municipal Council may be asked to follow closely the byelaws of the Nandagiri Municipality

NOTE Contn. Sheet

Serial No.

a) The bylaws sent up are all right except that the key of fee purpose for export license is inadmissible. This has to be omitted. Vide pages 2 & 3 of the draft bylaws.

b) In the Schedule at the end of bylaws which is proposed to be levied only on grain foods. Properly speaking Schedule of Cess rate should form part of the rules [vide Sec 60 (2) (f)] & the form of Schedule it appended to the Regulations] & it has to be separately published after fixing the date of compliance proposed if any representation. In some the bylaws passed by the Kozhikode Municipality & other Municipalities as well as the rate have been allowed to form part of the bylaws the retention of this as part of the bylaws is in order [illegible] Section 60 (2) (f) read with General Clauses Act Section 24.

c) Answer the queries raised in the Municipality's letter.

d) Please return DF as above, & send copies of report in draft bylaws & Gazette notification.

5992
24/12/25

NOTE—Contn. Sheet

Serial No

10 Mean put up draft

Draft is submitted for approval or order

Mean put up a tidy draft as revised

Tidy draft is put up

Mean put up authd tidy draft as revised aggn

Tidy draft as revised is put up

HE SECRETARIAT
16 MAR 1925

By wd 6531 of 9 3 25 To DC Kolar Requests to reimburse the legal fees after due revision as indicated

G R.S III 21

I ile No of 19

Ferd and Revenue Secretariat

Serial No

NOTE—Co

Reference:- Telegram dated 21 11 1924 from the Secretary to Government, Local and Legislative Department, Bangalore

Immediate

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No 23930 - 24-25

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- 2 NOV 1924

GENERAL & REVENU

LOCAL SELF GOVT BRANCH

Forwarded with compliments to the Secretary to Government, Local and Legislative Department, Bangalore, the copies of the Administration Reports of the municipalities, for information.

- 22 NOV 1924 -

D 21 11 24

Manager-in-charge
Deputy Commissioner
Kolar District

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Octroi Bye-laws under Sec. 48 (1) K of the Mysore Municipal Regulation of 1906 Bowringpet Municipality

1 The Local Limits for collecting duties shall be municipal limits

2 No articles liable to octroi duty shall be brought within the limits except by one of the Roads described in the Schedule hereto annexed

3 All persons bringing into or receiving from beyond the Octroi limits of the Town any such article shall exhibit the same at the Octroi Station (Municipal Office) to allow of its being duly inspected by the Octroi Staff

4 Every person bringing dutiable articles within the town shall report the fact first to the Octroi Staff

5. A Table showing the octroi duty leviable on various articles shall be exhibited at the Municipal office in a conspicuous place there of (vide Schedule hereto attached)

6 When the goods are brought into the Katty or

ion

Station they may be unloaded or weighed or counted by the officer in charge of the Octroi collections After the ascertainment of the amount of Octroi payable on goods importer shall either pay the amount due and receive a permit for the removal of goods or shall deposit the same in the bonded warehouse When the duty is paid as above a permit shall be granted by the officer in charge of Octroi collections for the removal of goods showing the quantity or weight of goods the amount paid in respect thereof and the date of payment In case the importer wishes to re-export the goods at once he shall do so only after obtaining an export pass paying two annas as Rahadari fees and subjecting the goods to the escort of an Octroi subordinate A demurrage fees of 0-4-0 per day per bail or bundle shall be charged on the goods deposited in the bonded warehouse after the expiry of the 3rd day or part thereof, Sundays and General Holidays shall be taken into account in calculating fees

7 If the importer satisfies the officer in charge of Octroi collections that the goods are not to be consumed in the [illegible], but exported he will

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will be furnished (after receiving a fee of 0-2-0 as Rahadari Fees.) with a free permit which will be shown by the party to any municipal officer appointed to check Octroi collections

8 For the purpose of appraising the value of goods wher the duty is assessed on the value of the same, the importer may be called upon to produce the original invoice of the goods for the inspection of the officer in charge of Octroi collections or other Municipal Officer should he fail to produce the same or when the value of goods is unduly low the same shall be assessed by the said functionary at the current market rates and duty levied accordingly

9 Bonded warehouse - It shall be competent for the Municipal Council to provide a bonded warehouse for all or any kind of octroiable goods and regulate its working by Rules

The bonded warehouse shall be in charge of the official in charge of Octroi collections

10 If the consignee fails to take charge of the dutiable articles deposited in the bonded warehouse

house after payment of the duty and the demurrage in full within one month from the date of receipt of the articles in the bonded warehouse, the President or the Vice-President after due publication calling upon the consignee or any other lawful claimant to take delivery of the goods within 7 days from the date of issue of the notice, shall auction the articles and appropriate the proceeds towards the Municipal dues after deducting all expenses for the sale and publication if the consignee or any lawful claimant does not claim the goods within the prescribed time. The notice aforesaid shall be served by leaving a copy with any of the adult member of the Family of the consignee or if the consignee is not a resident of the town by affixing a copy of the same to the notice Board of the Municipal Office.

The Municipal Council shall not be responsible for any damage that may be caused to goods deposited in the Octroi House, while such goods are passed into and out of the Octroi House or while they remain unless such damage is proved to have been caused by the wilful neglect of the Octroi House keeper or other person charged with the safe custody of the goods

goods.

Exemptions.- (1) Clothes forming personal Luggage of travellers for bonafide personal use and goods being bonafide property of Government at the time of import and accompanied by the invoice certified by the departmental head concerned that the property mentioned therein belongs to Government. are exempted from payment of Octroi duty.

12. The Octroi Station shall be open for transaction of business from 7 to 10 A.M and 12 to 5 P.M. daily except on Sundays and Holidays. authorized by the President.

13 Refunds - On all articles on which Octroi duty has been paid and which are subsequently exported beyond octroi limits refunds shall, subject to the following Rules, be granted on the rates originally charged at the time of import -

Provided that no refunds shall be granted unless such goods are exported within one month from the date on which octroi was levied, provided also that no refund shall be granted of any sum less than one Rupee -

14 The procedure laid down in Rule 152 h A M

shall

shall be observed while granting refunds under this Bye-law

15 For the purpose of these Bye-laws the market Sergeant shall be the officer in charge of octroi collections and the Sanitary Inspector shall be the Officer to check the collections These officers under the orders of the President or vice-President may enter into and inspect any shop or house at all reasonable hours to see if there are any smuggled goods and the owner or tenant of any such shop or house shall be bound to allow such inspection

S c h e d u l e

List of articles liable to Octroi

Piece goods — Rate 2-0-0 per cent advelorem

V Narasimha

PRESIDENT

Roads mentioned in Bye laws 2

1 Kolar Bowringpet Road
2 Bethamangala Road
3 Madras Sunkam market to Road way & Kolar District Board Road way Bridge
4 Bangalore Road

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SUBJECT.

Diary No. of letter replied to 4524

General and Revenue Secretariat
(nil)
, *the* 191

Section nil
File No 61-24
Serial No 69

No L6531

Date of issue 9 3 1925

Signed by M. D. K. 12

To
The Deputy Commissioner
Bangalore Kolar District

Sir

With reference to your letter no Rev 1552/24-25 dated 18 12 24 forwarding for sanction draft byelaws relating to Octroi framed under Sec 48(1)(K) of the Mul Regn and to certain amendments to the existing byelaws approved by the Govt of Bowringpet, I am directed to observe as follows.

1) The draft octroi byelaws

over

5 1 25

do not provide for all particulars required

2) In the ~~Schedules~~ at the end of the bye-laws, a schedule is added as the nature of the action to be taken ~~unforeseen~~ under articles as specified by the terms of the rate tariff ~~levied on such goods~~ This should be omitted from the bye-laws, as the Schedule of taxes, rates etc should form part of the rules framed under Sec 46(1) of the Regn (vide Sec 60(1)) of the mc Regn and the form of Schedule IV appended thereto This may be done

3) The octroi bye-laws adopted by the Maddagiri municipality Council (copy of which is herewith enclosed) contain adequate provisions relating to octroi There may be adopted

I am to request that the above may be brought to the notice of the mc el for their consideration and revised bye-laws forwarded for the orders of Government

I have etc

Sd/

B/5/73 Secy to Government

Inst of enclosures.

Copied by

Examined by